

REMARKS

Claims 1-27 are cancelled. New claims 28-43 have been added. Support for these amendments is as follows:

New Claim	Support found in original claim(s)
28	1-3,5-10 and 14
29	4
30	11
31	12
32	13
33	15
34	10, 14, 16, 22 and 23
35	17
36	18
37	19
38	20
39	17-21
40	24
41	25
42	25
43	26

Claims 28 and 34 have also been amended to correct an obvious clerical error. In claim 28 (lines 9-10) and in claim 34 the expression "etherified methanol" should clearly be "etherified methylol". No new matter has been added.

Claims 1-4 and 16-26 have been rejected under 35 U.S.C. 102(a) as allegedly being anticipated by van Koppenhagen (WO 00/05951). Applicants respectfully traverse.

Applicants refer to their arguments set forth in their response of December 15, 2003.

In the office action dated March 23, 2004, the Examiner objected to claims 8-15 for being dependent from a rejected claim. In order to advance the prosecution, Applicants have amended the claims by incorporating limitations from claims that were objected to into new independent claim 28.

Applicants submit that the claims as presently amended overcome the rejections of record.

Claims 1-7 and 16-26 have been rejected under 35 U.S.C. 102(b) as allegedly being anticipated by Scher et al. (US 5,160,529). Applicants respectfully traverse.

Applicants refer to their arguments set forth in their response of December 15, 2003.

In the office action dated March 23, 2004, the Examiner objected to claims 8-15 for being dependent from a rejected claim. In order to advance the prosecution, Applicants have amended the claims by incorporating limitations from claims that were objected to into new independent claim 28.

Applicants submit that the claims as presently amended overcome the rejections of record.

In view of the above amendments and arguments, Applicants respectfully submit that the rejections under 35 U.S.C. § 102(a) and 102(b) have been overcome and hereby request that this application be passed to issue.

As this response is submitted within five months from the date of the Notice of Appeal, a three (3) month extension of time is included herewith.

However, in the event the undersigned is mistaken in his calculations, an appropriate extension of time to respond is respectfully requested, and the Commissioner is authorised to debit the appropriate fee for that extension, or any other fee, from the deposit account of the undersigned, no 50-1676 in the name of Syngenta Crop Protection, Inc.

Respectfully submitted,

Syngenta Crop Protection, Inc.
Patent and Trademark Dept.
410 Swing Road
Greensboro, NC 27409
(336) 632-7586



Thomas Hamilton
Attorney for Applicant
Reg. No. 40,464

Date: *January 25, 2005*